

## Chapter 19

### ANIMALS, BIRDS AND FOWL

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## 19.01 DEFINITIONS.

For the purpose of this Chapter, the following definitions shall apply in the interpretation and enforcement of this Chapter.

(a) Animal. The term "animal" shall apply to any living thing that is not human or a plant, and generally capable of voluntary motion or sensation.

(b) Bitten. The term "bitten" shall mean seizure of any portion of a human being or another animal's anatomy by the teeth or jaws of an animal or contact of saliva from an animal with any break or abrasion of the skin of another animal or person.

(c) Cat. The term "cat" shall apply to any feline animal, male or female, sexed or neutered.

(d) Dog. The term "dog" shall apply to any canine animal, male or female, sexed or neutered.

(e) Own. The term "own", unless otherwise specified, shall be deemed to mean keep, harbor, or have control, charge or custody of an animal, or permit to be kept, harbored or fed upon or within premises owned, leased, rented or occupied by a person and does not require actual legal title or right to the animal.

(f) Owner. The term "owner" shall mean any person keeping, harboring or having charge or control of, or permitting any animal to habitually be or remain on, or be lodged or fed within buildings or land owned, leased, used or occupied by such person, irrespective of whether such person has legal title or claim to the animal. This term shall not apply to veterinarians or kennel operators temporarily maintaining on their premises animals owned by others.

(g) Person. The term "person" shall mean any natural person, partnership or corporation.

(h) Scratched. The term "scratched" shall mean the scraping or clawing of any portion of another animal or a human being's anatomy by an animal.

(i) Veterinarian. The term "veterinarian" shall mean a natural person duly licensed to practice veterinary medicine in the State of Wisconsin and possessing a doctor's degree in veterinary medicine.

19.02 DOGS.

(a) Dog License Tax. Every person who owns, harbors or keeps a dog within the limits of the Village of Paddock Lake, which is more than five (5) months of age on January 1 of any year or which becomes five (5) months of age within the license year, shall annually, or on or before the date the dog becomes five (5) months of age, pay to the Clerk/Treasurer his/her dog license tax and obtain a license.

(b) Collar Tag. Following issuance of a license, the Clerk/Treasurer shall deliver to the owner a tag bearing the same serial number as designated on the license, the name of the County in which license was issued, and the license year. The owner shall securely attach the tag to a collar which shall be kept on the licensed dog at all times. This requirement to wear a tag and collar does not apply to a dog during competition or training, a dog securely confined indoors, or to a dog while hunting.

(c) Fee. Effective January 1, 2011 the dog license tax shall be Five (\$5.00) Dollars for a neutered male dog or spayed female dog, upon presentation of evidence that the dog is neutered or spayed, and Eleven (\$11.00) Dollars for an unneutered male dog or unspayed female dog, or one-half (1/2) of these amounts if the dog became five (5) months of age after July 1 of the license year.

(d) Late Fee. A late fee of Ten (\$10.00) Dollars shall be paid to the Clerk/Treasurer by every owner of a dog five (5) months of age or over, if the owner failed to obtain a license prior to April 1st of each year, or within thirty (30) days of acquiring ownership of a licensable dog or if the owner failed to obtain a license on or before the dog reached licensable age.

(e) Nuisance. No person shall keep or harbor within the Village any dog which by loud or frequent or habitual barking, yelping, or howling shall cause serious annoyance to the neighborhood or to persons passing to and from upon the streets. No owner or a person harboring a fierce or vicious dog shall suffer the same to run at large at any time within the Village.

(f) Run at Large. It shall be unlawful for any person owning or possessing any dog or cat to permit it to run at large. "Run at Large" shall mean the presence of an animal which is not on a secured leash of six (6) feet or less on any public property or thoroughfare or on any private property without the permission of the property owner or occupier. Dogs and cats which are not leashed in vehicles are not deemed to "run at large" if they are secured in a manner as will prevent their escape therefrom. This

requirement does not apply to dogs utilized for law enforcement purposes.

(g) Impounding. Whenever a Village Humane Agent or any law enforcement officer shall find any dog or cat running at large as defined, he/she shall, if possible, pick up and impound such animal in such place as the Village Board may direct; provided, however, that if any such dog or cat is fierce or dangerous, it may be disposed of forthwith. Whenever the owner of any impounded animal shall be identifiable through a collar or license tag, the owner shall be notified by the impoundment facility.

Any animal impounded shall be held for a period of seven (7) days to permit the owner to reclaim it. At the end of such period, the animal may be disposed of in the manner as provided by Wisconsin Statutes.

#### 19.03 LIMITATION ON NUMBER OF DOGS AND CATS PER RESIDENTIALLY ZONED PREMISES.

(a) Purpose. The owning, harboring and keeping by any person(s) of a large number of dogs, cats or combination thereof within a residentially zoned premises within the Village for an extended period of time, detracts from the quality of life within the entire residential district due to various noise, odor, health and safety problems which constitute a public nuisance. The Village Board of the Village of Paddock Lake, Wisconsin, has deemed it necessary to abate such public nuisance by the creation of the following limitation. For purposes of this Ordinance, a residential premises is a lot or lots contiguous to one or more lots which have common ownership shall collectively be considered a "residentially zoned premises" subject to the limitations of subsection (b) below.

(b) Limitation. No person may own, harbor or keep in their possession, within the Village, more than three (3) dogs and no more than two (2) cats over the age of five (5) months on a residentially zoned premises.

#### 19.04 MAINTENANCE OF SANITARY CONDITIONS.

(a) Any premises, whether indoors or outdoors, upon which any animal is harbored, shall be maintained in a sanitary condition, and all animal feces must be removed and sanitarly disposed of within twenty-four (24) hours.

(b) No manure shall be stored in the Village, except in a fly proof and impervious container or covered with six (6) inches of earth, except in the A-A Agricultural Zoning District where manure may be stored in the open, conditioned upon it being

intended for use as a fertilizer upon the land upon which stored, it being stored for no more than six (6) months, and it being stored in such manner so as to not constitute a public nuisance or a health hazard.

#### 19.05 KENNELS AND PET SHOPS.

(a) Definitions. The following definitions shall apply to the terms and words used in this Chapter:

(1) Kennels means and includes:

(a) Commercial Kennels. A for profit business establishment engaged in offering boarding, training and/or breeding services and/or the sale of dogs and/or cats, with the exclusion of veterinary hospitals. Commercial kennels shall include the boarding of dogs for racing purposes.

(b) Humane Societies. An impoundment facility under §174.046, Wisconsin Statutes.

(2) Pet animal means any domesticated or wild animal, including dogs, cats, birds, small rodents or small nonpoisonous reptiles, which is fed, watered, harbored or allowed, by Village Ordinances, to be or remain in the Village, excluding:

(a) Any hoofed animal.

(b) Any animal in a zoo, exhibition or fair authorized by Village Ordinances.

(c) Any animal which is held for use in bona fide scientific research.

(3) Pet shop means a retail or wholesale business offering for sale pet animals, excluding commercial kennels.

(4) Enclosure(s) means a separate enclosure or cage which segregates one animal from another animal or animals.

(5) Veterinary hospital means any establishment in which the practice of veterinary medicine is the primary business.

(b) License Required/Fee. It is unlawful for any person, party, firm or corporation to operate, keep or maintain

within the Village limits a kennel or pet shop without first having obtained a license from the Village Board and being in compliance with all provisions of this Ordinance. License applications shall be reviewed, prior to action by the Village Board, by the Committee on Judiciary and Licenses. The Clerk/Treasurer, or designee thereof, shall issue licenses which have been granted by the Village Board. The fee for a license issued hereunder or renewal thereof shall be Two Hundred (\$200.00) Dollars per calendar year or fraction thereof.

(c) License/Application.

(1) Any applicant for a license or renewal thereof under this Ordinance shall file with the Clerk/Treasurer a fully executed application on a form prescribed by the Clerk/Treasurer, accompanied by the annual license fee. The application shall state the maximum number of dogs and/or cats sought to be permitted upon the licensed premises.

(2) No licenses or renewal thereof shall issue hereunder until:

(a) There has been an inspection by a Sanitarian of the premises being licensed and a determination by said Building Inspector that all requirements of this Ordinance, and other applicable General and Zoning Ordinances, have been met.

(b) There is an adequate means of restraining animals from running at large or disturbing the peace.

(c) The proposed facilities are located in an appropriate zone under the Village Zoning Ordinance and are the subject of an Occupancy Permit, as verified by the Building Inspector.

(d) The proposed facilities are in compliance with the Building Code and Fire Code, as verified by authorized by the Building Inspector.

(3) Any license or renewal thereof issued hereunder shall be for a calendar year or portion thereof. Licenses must be renewed each calendar year on or before the 1<sup>st</sup> day of January. Licenses shall not be assignable or transferable either to another person, party, firm or corporation or for another location.

(4) When issued, a license shall be displayed in a manner and at a location so as to be readily visible by the public.

(5) The Village Board shall license the premises only for such number of dogs and/or cats as the premises to be licensed will reasonably accommodate based upon inspection reports.

(d) License and Rabies Tags. Upon issuing a license hereunder, the Clerk/Treasurer shall issue a number of tags equal to the number of dogs and/or cats authorized to be kept on the licensed premises. License tags shall be made in a form so that they may be readily distinguishable from the individual license tags for the same year. The licensee shall, at all times, keep one of such tags, plus a Rabies Tag obtained from a veterinarian, attached to the collar of each dog or cat over five (5) months old kept on the licensed premises. This requirement to wear a tag and collar does not apply to a dog during competition or training, a dog securely confined indoors, to a dog while hunting, or to a dog securely confined in a fenced area. License tags may be transferred from one dog or cat to another. No dog or cat bearing any such license tag shall be permitted to stray or to be taken anywhere outside the limits of the licensed premises unless it is in leash, except where temporarily unleashed for the purposes of hunting, breeding, trial or show. Humane Societies shall follow the provisions of §174.046, Wisconsin Statutes.

(e) Records. The Clerk/Treasurer shall make a duplicate list of the names of licensees and the number of dogs kept upon each licensed premises and shall deliver one (1) copy of said list to the County Clerk, retaining the other copy for his/her files.

(f) Chapter 174, Wisconsin Statutes. Unless clearly inapplicable, all the provisions of Chapter 174, Wisconsin Statutes, relating to the individual dog license tax, license and tag, shall apply to license tags issued hereunder.

(g) Other Licenses and Permits. The issuance of a license hereunder does not exempt licensee from obtaining and complying with all other applicable State and Village licenses and permits, including required Zoning Permits. Licensees who engage in commercial pesticide application must be licensed, certified and at all times maintain compliance with §94.704 and §94.705, Wisconsin Statutes, and §Ag 29.11 of the Wisconsin Administrative Code.

(h) General Facility Standards. All licensed premises shall provide the following:

(1) Water and food. Adequate and potable water shall be available at all times to pet animals.

Watering and feeding receptacles shall be cleaned at least once daily.

(2) Storage. Supplies of food and bedding shall be stored and adequately protected against infestation or contamination by vermin. Refrigeration shall be provided for perishable food.

(3) Waste Disposal. Provisions shall be made for the removal and disposal of animal and food wastes, bedding, dead animals and debris. Disposal facilities shall also be provided and operated as to minimize vermin infestation, odors and disease hazards.

(4) Washrooms and Sinks. Facilities such as washrooms, basins or sinks shall be provided to maintain cleanliness among caretakers.

(5) Communicable Diseases. Pet animals with potential communicable diseases shall be housed in separate rooms from healthy, boarding animals. Pet animals which have a communicable disease shall not be sold or provided for adoption until receiving a clean bill of health from a veterinarian.

(6) Vicious Animals. Vicious animals, as defined in §19.12 of the Code of General Ordinances, shall not be kept on licensed premises.

(i) Indoor Facility Standards. In addition to the requirements of subsection (h), indoor facilities licensed hereunder shall provide the following:

(1) Ventilation. Indoor housing for pet animals shall be adequately ventilated to provide for health and comfort of said animals at all times. They shall be provided with fresh air, either by means of windows, doors, vents or air conditioning. Ventilation shall minimize drafts, odors and moisture condensation. Auxiliary ventilation such as exhaust fans and vents or air conditioning shall be provided when the ambient temperature is eighty-five (85°) degrees Fahrenheit or higher, except where the ambient temperature requirements of the specific requirements of the specific species differs.

(2) Lighting. Indoor housing for pet animals shall have ample artificial light which is of good quality and is well-distributed. Such lighting



shall provide uniformly distributed illumination of sufficient intensity to permit routine inspection and cleaning during the entire working period.

(3) Interior Surfaces. The interior building surfaces of indoor housing facilities for pet animals shall be constructed and maintained so that they are impervious to moisture and may be readily cleaned.

(4) Drainage. A suitable method shall be provided to rapidly eliminate excess water from indoor housing facilities. If drains are used, they shall be properly constructed and kept in good repair to avoid foul odors therefrom. If closed drainage systems are used, they shall be equipped with traps and so installed as to prevent any backup of sewage and odors.

(5) Dogs Five (5) Months or Older. Dogs five (5) months or older which are housed longer than a twenty-four (24) hour period shall be provided with adequate, separate, cleanable enclosures and shall be permitted exercise periods at least twice each day for a minimum of five (5) minutes each period, unless an exercise run is provided. An exercise run must have an area of twenty (20) square feet for a dog of thirty (30) pounds or less, and a minimum of thirty-six (36) square feet for a dog over thirty (30) pounds in weight.

Subsection (3) shall not apply to noncommercial kennels.

(j) Outdoor Facility Standards. In addition to the standards required under subsection (h), outdoor facilities licensed hereunder shall provide the following:

(1) Shelter from sunlight. When sunlight is likely to cause overheating or discomfort, sufficient shade shall be provided to allow all pet animals kept outdoors to protect themselves from the direct rays of the sun.

(2) Shelter from rain or snow. Pet animals kept outdoors shall be provided with access to shelter to allow them to remain dry during rain or snow.

(3) Shelter from cold winter. Shelter shall be provided for all pet animals kept outdoors when the atmospheric temperature falls below fifty (50°) degrees Fahrenheit. Sufficient clean bedding

material or other means of protection from the weather elements shall be provided when the ambient temperature fall below that temperature to which any such animal is acclimated.

(4) Drainage. A suitable method shall be provided to rapidly eliminate excess water.

(5) Dogs five (5) months or older. Dogs five (5) months or older which are housed longer than a twenty-four (24) hour period shall be provided with adequate, separate, cleanable enclosures and shall be permitted exercise periods at least twice each day for a minimum of five (5) minutes each period, unless an exercise run is provided. An exercise run must have an area of twenty (20) square feet for a dog of thirty (30) pounds or less, and a minimum of thirty-six (36) square feet for a dog over thirty (30) pounds in weight.

(6) Individual enclosures. Individual enclosures shall not be required for noncommercial kennels.

(k) Enclosures. Enclosures shall:

(1) Not be required for noncommercial kennels.

(2) Be structurally sound and maintained in good repair to protect the pet animals from injury, to contain them, and to keep predators out. They shall be constructed of a material that is easily cleanable and maintained so as to enable the pet animals to remain dry and clean and provide convenient access to clean food and water.

(3) Be constructed and maintained so as to provide sufficient space to allow each pet animal to turn about freely and to easily stand, sit and lie in a comfortable, natural position.

(4) Be used for housing not more than one (1) pet animal unless requested by the owners of each pet animal housed therein.

(5) Subsections (3) and (4) above shall not apply to pet animals being housed for medical or grooming purposes, or for less than seventy-two (72) hours.

(l) Sanitation/Cleaning of Enclosures.

(1) Excreta shall be removed from enclosures as often as necessary to prevent contamination of the

pet animals contained therein and to reduce disease, hazards and odors. When a hosing or flushing method is used for cleaning and enclosure, the pet animals shall be removed during the cleaning process and adequate measures shall be taken to protect the pet animals in other enclosures from being contaminated with water and other wastes.

(2) Enclosures, rooms, hard-surfaced pens and runs shall be cleaned by washing all soiled surfaces with a safe and effective disinfectant.

(3) Pens and runs shall be constructed of concrete, asphalt or impervious material, or other material approved by the Building Inspector.

(4) An effective program for the control of insects, ectoparasites, avian and mammalian pests shall be established and maintained where a problem.

(m) Feeding.

(1) Pet animals which are housed for more than twenty-four (24) hours shall be fed at least once a day, except as otherwise might be required to provide adequate veterinary care. The food shall be free from contamination, wholesome, palatable and of sufficient quality and nutritive value to meet the normal daily requirements for the condition and size of each pet animal.

(2) Food receptacles shall be accessible to the pet animal and shall be located so as to minimize contamination by excreta. Feeding pans shall be durable and kept clean. The food receptacles shall be cleaned daily. Disposable food receptacles may be used, but must be discarded after each feeding. Self-feeders may be used for the feeding of dry food and they shall be sanitized as needed, but at least once per week, to prevent molding, deterioration or caking of feed.

(n) Enforcement.

(1) Any person, party, firm, or corporation who violates any of the provisions of this Ordinance, or shall hinder, impede or obstruct an enforcing officer in the performance of his/her duty of enforcement shall, upon conviction thereof, forfeit not more than Three Hundred (\$300.00) Dollars, plus the cost of prosecution.

(2) The Building Inspector shall be responsible for the enforcement of this Ordinance, and shall have the authority and duty to enter any licensed premises during regular business hours to inspect the same, with respect to businesses open at least forty (40) hours per week. In the absence of regular business hours, inspections shall be made at any reasonable hour. In the event of an emergency, an inspection may be made at any time.

(3) The provisions of this Ordinance which are enforceable against a licensee shall be equally enforceable against a non-licensee who is required to be licensed hereunder.

(o) Suspension, Revocation or Denial of Renewal of License.

(1) The Village Board shall have the right to suspend or revoke any license once granted or deny annual renewal thereof when it appears that any operator or licensee has violated any of the provisions of this Ordinance, or any Ordinance of the Village, or law, rule or regulation of the State of Wisconsin or the United States, involving cruelty or mistreatment of pet or other animals, or the unlawful possession of any animal. Prior to the suspension or revocation of any license or the denial of an application for a renewal thereof, written notice of the reason for such action shall be given to the applicant or licensee by the Clerk/Treasurer. Such notice shall state that the applicant or licensee may request a hearing on such decision by the Village Board within ten (10) days of receiving the notice.

(2) Should the applicant or licensee request a hearing within such ten (10) day period, the applicant or licensee shall be notified in writing by the Clerk/Treasurer of the time and place of the hearing, and the license shall remain in effect until the Village Board determines that grounds exist for such action.

(3) Disciplinary hearings, including nonrenewal, suspension and revocation hearings, shall be held before the Village Board.

19.06 CERTAIN ANIMALS PROHIBITED; FOWLS REGULATED.

(a) Any traveling circus or similar business having suitable structures or facilities for the safeguard of such

animals as determined by the Village Building Inspector are exempted from the provisions of this subsection.

Also excepted from this Ordinance is any bona fide, accredited school having structures or facilities for the safekeeping of such animals, as deemed appropriate by the Village Building Inspector, or designee thereof, and offering protection to persons who may come in contact therewith, providing the head of the school or school system authorizes the keeping or maintaining of designated animals, for educational purposes.

(b) Fowls.

(1) Prohibition. No person, firm, or corporation shall keep, feed, or harbor any chickens, turkeys, ducks, or geese without first obtaining a license so to do from the Village Board, which shall first be reviewed by the Committee on Judiciary and Licenses, as hereinafter provided.

(2) License. Application to operate a poultry ranch shall be made to the Clerk/Treasurer and subject to the approval of the Village Board accompanied by a fee of Two Hundred (\$200.00) Dollars. Such application shall state the location of the ranch, its size, approximate acreage and number of fowl maintained per day. The license term shall be the calendar year. No license shall be granted for any premises not in conformity to the Zoning Ordinance.

(3) Regulations.

(a) The licensee shall not knowingly permit any live fowl within one hundred twenty-five (125) feet of the boundaries of the premises.

(b) The licensee shall maintain the premises in a sanitary condition such as to prevent obnoxious odors from escaping to any private or public property and such as to not jeopardize the public health, safety and welfare.

(c) The licensee shall permit the inspection of the premises by the Building Inspector, and obey any reasonable Building Inspector.

(4) Revocation of License. Upon recommendation of the Building Inspector, the Village Board may revoke any license after a hearing has been afforded to the licensee.

19.07 DANGEROUS EXOTIC ANIMALS.

(a) No person shall keep, harbor, own or knowingly allow to be in or upon the person's premises any dangerous exotic animal including any lion, tiger, leopard, ocelot, jaguar, cheetah, margay, mountain lion, Canada lynx, bobcat, jaguarundi, bear, hyena, wolf, coyote, any deadly, dangerous or venomous reptile or any other exotic animal declared by the director of public health to be dangerous. Provided, that the provisions of this section shall not apply to a properly maintained and licensed zoological park, circus, scientific or educational institution, research laboratory or veterinary hospital.

(b) Any animal that is determined by an animal control officer to be a dangerous exotic animal shall be immediately impounded. Except for exigent circumstances, if the owner of the dangerous exotic animal does not consent to removal of the animal or if the owner of the property on which the animal is located does not consent to entry onto the property, the animal control officer shall enter the property and remove the animal only pursuant to a warrant issued by a judge. The dangerous exotic animal shall remain impounded until:

(1) The director of public health determines that the animal is not an exotic dangerous animal; or

(2) The owner satisfies an animal control officer that the animal will be kept in a lawful manner; or

(3) The owner relinquishes ownership of the animal and the animal is either humanely destroyed or placed with a person who shall keep the animal in a lawful manner; or

(4) A person charged with a violation of this section has been found not guilty and the municipal judge orders the animal released; or

(5) A court determines that the animal is not a dangerous exotic animal.

(c) The owner of the dangerous exotic animal shall pay the boarding fee and impoundment fee provided for in these Ordinances plus any additional cost incurred by the Village in feeding and caring for the animal. The owner shall be billed periodically by the Village for such fees and expenses. If the owner fails to pay such a bill within ten (10) days after it was mailed, ownership of the animal shall be deemed relinquished and, after the procedures of this section have been followed, the animal may either be humanely destroyed or placed with a person who shall keep the animal in a lawful manner. Bills for fees and costs under this section shall notify the animal owner that if

the bill is not paid within ten (10) days, the animal will be destroyed or placed with some person who shall keep the animal in a lawful manner. The bill shall also state that the animal owner may meet with the Village President to dispute whether the animal is a dangerous exotic animal or the amount of the bill before the animal is destroyed or placed with another person. If the animal owner wishes to meet, the owner must request a meeting in writing. The request must be delivered to the Village President at the address given for this purpose on the bill. The request must be delivered before the deadline for disposition of the animal indicated on the bill.

#### 19.08 VIETNAMESE POTBELLIED PIG LICENSE.

(a) Definitions.

(1) Vietnamese Potbellied Pig shall mean purebred Vietnamese Potbellied Pigs registered through a North American Vietnamese Potbellied Pig Registry which do not exceed one hundred (100) pounds in weight.

(b) License Required/Fee. It is unlawful for any person, party, firm or corporation to keep or maintain within the Village limits a Vietnamese Potbellied Pig without first having obtained a license from the Village Board and being in compliance with all provisions of this Ordinance. License applications shall be reviewed, prior to action by the Village Board, by the Committee on Judiciary and Licenses. The Clerk/Treasurer, or designee thereof, shall issue licenses which have been granted by the Village Board. The fee for a license issued hereunder or renewal thereof shall be One Hundred (\$100.00) Dollars per calendar year or fraction thereof. Excepted from the license requirement is any law enforcement agency or agency under contract with the Village to care for stray or unwanted animals.

(c) License/Application.

(1) Any applicant for a license or renewal thereof under this Ordinance shall file with the Clerk/Treasurer a fully executed application on a form prescribed by the Clerk/Treasurer, accompanied by the annual license fee.

(2) No licenses or renewal thereof shall issue hereunder until:

(a) A Certificate of Purebred registration is filed with the Clerk/Treasurer.

(b) There has been an inspection by a Building Inspector of the premises being

licensed and a determination by said Building Inspector that all requirements of this Ordinance, and other applicable General and Zoning Ordinances, have been met.

(c) There is an adequate means of restraining animals from running at large or disturbing the peace.

(d) The proposed facilities are located in an appropriate zone under the Village Zoning Ordinance and are the subject of an Occupancy Permit, as verified by the Building Inspector.

(e) The proposed facilities are in compliance with the Building Code and Fire Code, as verified by the Building Inspector.

(3) Any license or renewal thereof issued hereunder shall be for a calendar year or portion thereof. Licenses must be renewed each calendar year on or before the 31<sup>st</sup> day of January. Licenses shall not be assignable or transferable either to another person, party, firm or corporation or for another location.

(4) When issued, a license shall be kept upon the licensed premises and exhibited, upon request, to any Village personnel requesting to examine it and having authority to enforce this Ordinance.

(5) The Village Board shall license the premises only for one (1) Vietnamese Potbellied Pig.

(d) License Tags. Upon issuing a license hereunder, the Clerk/Treasurer shall issue a license tag. The licensee shall, at all times, keep such tag attached to the collar of said Vietnamese Potbellied Pig kept on the licensed premises. No Vietnamese Potbellied Pig shall be permitted to stray or to be taken anywhere outside the limits of the licensed premises unless it is in leash, except where temporarily unleashed for the purpose of show.

(e) Records. The Clerk/Treasurer shall retain a copy of the application and license for his/her files.

(f) Other Licenses and Permits. The issuance of a license hereunder does not exempt licensee from obtaining and complying with all other applicable State and Village licenses and permits, including required Zoning Permits.

(g) License Requirement. Licensee shall comply with



the following as a condition of obtaining and maintaining a license:

(1) Animal feces to be collected on a daily basis and stored in a sanitary receptacle. Animals shall not be brought, or permitted to be, on property, public or private, not owned or possessed by the owner or person in charge of the animal, unless such person has in his/her immediate possession an appropriate device for scooping excrement and an appropriate depository for the transmission of excrement to a receptacle located upon property owned or possessed by such person.

(2) When sunlight is likely to cause overheating or discomfort, sufficient shade shall be provided to allow an animal kept outdoors to protect itself from the direct rays of the sun.

(3) An animal kept outdoors shall be provided with access to shelter to allow it to remain dry during rain or snow. Animals may be kept outdoors only if contained in a fenced enclosure sufficient for purposes of restraint.

(4) When the atmospheric temperature is less than fifty (50°) degrees Fahrenheit, an animal shall be kept indoors at a temperature no less than fifty (50°) degrees Fahrenheit, except for temporary ventures which do not endanger the animals health.

(5) An effective program for the control of insects, ectoparasites, avian and mammalian pests shall be established and maintained where a problem.

(6) Animals shall be fed and watered at least once a day, except as otherwise might be required to provide adequate veterinary care. The food shall be free from contamination, wholesome, palatable and of sufficient quality and nutritive value to meet the normal daily requirements for the condition and size of the animal. Food receptacles shall be accessible to the animal and shall be located so as to minimize contamination by excreta. Feeding pans shall be durable and kept clean. The food receptacles shall be cleaned daily. Disposable food receptacles may be used, but must be discarded after each feeding. Self-feeders may be used for the feeding of dry food and they shall be sanitized as needed, but at least once per week, to prevent molding, deterioration or caking of feed.

(7) Animals may not be permitted to exceed one hundred (100) pounds in weight.

(8) Animals shall be examined by a veterinarian within a period of sixty (60) days prior to a new or renewal license application being filed. The animal may be licensed only upon a written statement from a veterinarian as to:

(a) The animal's weight.

(b) The animal has received all recommended vaccinations and boosters.

(c) The animal is asymptomatic respecting disease or has a disease which is not contagious and is receiving appropriate treatment.

(d) The animal's tusks, if any, have been removed or trimmed so as not to endanger any person or animal.

(e) The animal has been spayed or neutered.

(f) The animal has passed a pseudorabies test administered in accordance with Ag10, Wisconsin Administrative Code.

(9) The animal shall not be permitted to "Run at Large". "Run at Large" shall mean the presence of an animal which is not on a leash of six (6) feet or less on any public property or thoroughfare or on any private property without the permission of the property owner or occupier. Animals which are not "Run at Large" if secured in a manner as will prevent their escape therefrom.

(10) Animals shall not be kept in a manner as to disturb the peace of the neighborhood or of persons passing to and from upon the streets.

(11) License holder shall be responsible for all costs of impounding the animal, if taken into custody as a stray, and for all costs of providing any necessary medical treatment which may be required for the animal under any circumstances. To guarantee the payment of said cost, a bond, cash bond or other assurance approved by the Village Attorney is required to be posted with the Clerk/Treasurer in the amount of One Thousand (\$1,000.00) Dollars.

(12) Animals may be imported, sold and exhibited only in accordance with Ag11, Wisconsin Administrative Code.

(h) Enforcement.

(1) Any person, party, firm, or corporation who violates any of the provisions of this Ordinance, or shall hinder, impede or obstruct an enforcing officer in the performance of his/her duty of enforcement shall, upon conviction thereof, forfeit not more than Three Hundred (\$300.00) Dollars, plus the cost of prosecution.

(2) Sanitarians shall be responsible for the enforcement of this Ordinance, and shall have the authority and duty to enter any licensed premises to inspect the same. Inspections may be made at any reasonable hour. In the event of an emergency, an inspection may be made at any time.

(3) The provisions of this Ordinance which are enforceable against a licensee shall be equally enforceable against a non-licensee who is required to be licensed hereunder.

(i) Suspension, Revocation or Denial of Renewal of License.

(1) The Village Board shall have the right to suspend or revoke any license once granted or deny annual renewal thereof when it appears that any licensee has violated any of the provisions of this Ordinance, or any Ordinance of the Village, or law, rule or regulation of the State of Wisconsin or the United States, involving cruelty or mistreatment of the animal, or the unlawful possession of the animal. Prior to the suspension or revocation of any license or the denial of an application for a renewal thereof, written notice of the reason for such action shall be given to the applicant or licensee by the Clerk/Treasurer. Such notice shall state that the applicant or licensee may request a hearing on such decision by the Village Board within ten (10) days of receiving the notice.

(2) Should the applicant or licensee request a hearing within such ten (10) day period, the applicant or licensee shall be notified in writing by the Clerk/Treasurer of the time and place of the hearing, and the license shall remain in effect until the Village Board determines that

grounds exist for such action.

(3) Disciplinary hearings, including nonrenewal, suspension and revocation hearings, shall be held before the Village Board.

#### 19.09 CRUELTY TO ANIMALS.

(a) It shall be unlawful to willfully or maliciously inflict unnecessary or needless cruelty, torture, abuse or cruelly beat any animal, including every act or omission or neglect whereby unnecessary or unjustifiable pain, suffering or death shall be caused, whether belonging to himself or another except that reasonable force may be employed to drive off vicious or trespassing animals.

(b) It shall be unlawful to fail or refuse or neglect to provide any animal in his charge with food, potable water, shade or shelter, or cruelly expose any animal in hot, stormy, cold or inclement weather or to carry any animal in or upon any vehicle in a cruel or inhumane manner.

(1) In this Section, "shade" shall mean protection from the direct rays of the sun, during the months of June to September, inclusive, shall be provided.

(2) In this Section, "shelter" shall mean a moisture proof structure of suitable size to accommodate the dog and allow retention of body heat, made of durable material with a solid floor raised at least two (2) inches from the ground and with the entrance covered by a flexible windproof material. Such structure shall be provided with a sufficient quantity of suitable bedding to provide insulation and protection against cold and dampness.

#### 19.10 TRAPPING.

(a) No person shall, within the corporate limits of the Village of Paddock Lake, Wisconsin, set or operate any trap, device, or mechanism that is designed, built or made to close upon, hold fast or otherwise capture an animal, other than vermin.

(b) This Ordinance shall not proscribe the use of "live" traps authorized under §29.24, Wisconsin Statutes, relating to the live trapping of certain animals by owners or occupants of land; use of live traps under §29.425 and §29.427, Wisconsin Statutes, relating to relocation of live, wild animals;

and the use of live traps under §29.59, Wisconsin Statutes, relating to the removal of wild animals causing damage.

#### 19.11 RABIES CONTROL.

(a) Definitions. For the purpose of this Section, the following definitions shall apply:

(1) Animal. The term "Animal" shall mean dog or cat.

(2) Rabies Control Authority. The term "Rabies Control Authority" shall mean the Health Department of the County of Kenosha, Wisconsin.

(3) Vaccination Against Rabies. The term "Vaccination Against Rabies" shall mean the inoculation of an animal with a rabies vaccine licensed by the United States Department of Agriculture administered by a veterinarian.

(4) Veterinarian. The term "Veterinarian" shall mean a practitioner of veterinary medicine who is duly licensed by the State of Wisconsin.

(b) Rabies Vaccination Required.

(1) Rabies Vaccination Required. The owner of a dog or cat shall have the dog or cat vaccinated against rabies by a veterinarian, or if a veterinarian is physically present at the location where the vaccine is administered, by a veterinary technician, at no later than five (5) months of age and revaccinated within one (1) year after the initial vaccination. If the owner obtains the dog or cat, or brings the dog or cat into the Village after the dog or cat has reached five (5) months of age, the owner shall have the dog or cat vaccinated against rabies within thirty (30) days after the dog or cat is obtained or brought into the Village, unless the dog or cat has been vaccinated as evidenced by a current Certificate of Rabies Vaccination from the State of Wisconsin or another state. The owner of a dog or cat shall have the dog or cat revaccinated against rabies by a veterinarian, or if a veterinarian is physically present at the location where the vaccine is administered, by a veterinary technician, before the date that the immunization expires as stated on the certificate of vaccination, or if no date is specified, within three (3) years after the previous vaccination.

(2) Exemption. The owner of a dog or cat may be exempt from the requirement to have the dog or cat vaccinated against rabies for a license year based on a letter from a veterinarian stating that vaccination is inadvisable because of a reaction to a previous vaccination, a physical condition, or a regimen of therapy that the dog or cat is undergoing. The owner shall provide a new letter for each year in which the owner seeks an exemption under this paragraph.

(c) Duties of Veterinarian.

(1) Issuance of Certificate of Rabies Vaccination. The person who administers the rabies vaccine under this Section shall complete and issue to the owner a Certificate of Rabies Vaccination bearing a serial number stating the owner's name and address, the name, sex, spayed or unspayed, neutered or unneutered, breed and color of the dog or cat, the date of vaccination, the type of rabies vaccine administered and the manufacturer's serial number, the date that the immunization expires as specified for that type of vaccine by the Center for Disease Control of the U.S. Department of Health and Human Services, and the city, village or town where the dog or cat is required to be licensed.

(2) Veterinarian Copies. The veterinarian shall keep a copy of each Certificate of Rabies Vaccination in a file maintained for this purpose until the date that the immunization expires or until the dog or cat is revaccinated, whichever occurs first.

(3) Rabies Control Copy. Upon request of the Rabies Control Authority, the veterinarian shall forward a copy of each Certificate of Rabies Vaccination to the Rabies Control Authority within ten (10) days of the request.

(4) Rabies Vaccination Tag. After issuing the Certificate of Rabies Vaccination, the person who administers the vaccine under this Section shall deliver to the owner a rabies vaccination tag of durable material bearing the same serial number as the certificate, the year the vaccination was given and the name, address and telephone number of the supervising veterinarian.

(5) Tag To Be Attached. The owner shall attach the rabies vaccination tag or a substitute tag to

a collar, and a collar with the tag attached shall be kept on the dog at all times, but this requirement does not apply to a dog during competition or training, to a dog while hunting, to a dog securely confined indoors, to a dog securely confined in a fenced area or to a dog while actively involved in herding or controlling livestock if the dog is under the control of its owner. The substitute tag shall be of a durable material and contain the same information as the rabies vaccination tag. The requirements of this Section do not apply to a dog which is not required to be vaccinated under (b) (2). No collar or harness shall be required for cats.

(6) Duplicate Tag. The person who administers the vaccine under Section (b) (1) may furnish a new rabies vaccination tag with a new serial number to an owner in place of the original tag upon presentation of the Certificate of Rabies Vaccination. The person who administers the vaccine under Section (b) (1) shall then indicate the new tag number on the certificate and keep a record in the file.

(d) Vaccination Cost. The cost of rabies vaccination shall be borne by the owner of the dog or cat.

(e) Exception of Vaccination Requirement - Transient Dog or Cats. The provisions of this Ordinance with respect to vaccination shall not apply to any dog or cat owned by a person temporarily remaining within the Village of Paddock Lake for less than thirty (30) days, or any dog or cat brought into the Village for field trial or show purposes, nor for hunting dogs in the State for less than thirty (30) days. Such dogs shall be kept under strict supervision of the owner. However, it shall be unlawful to bring any dog into the Village of Paddock Lake which does not comply with the animal health laws and import regulations of the State of Wisconsin, which are applicable to dogs.

(f) Duty Upon Animal Biting or Scratching a Natural Person.

(1) Within three (3) days after being notified as provided in §19.11(f) (2), the owner of an animal that has bitten or scratched any natural person, shall cause such animal to be examined by a veterinarian.

(2) Notice, as used in this subsection (f), shall be complete either:

(a) Upon 1st class mailing of a notice; or,

(b) Upon actual delivery of a notice to the owner,

(c) By leaving a copy of the notice at the owner's usual place of abode within the State in the presence of some competent member of the family at least fourteen (14) years of age, who shall be informed of the contents thereof.

The notice herein shall be sufficient if it identifies: the animal, the name of the natural person bitten or scratched, the location at which the person was bitten or scratched, and the name of the owner (as defined in §19.01(f)) of the animal. Notice by mail shall be complete upon deposit with the Post Office.

(3) In not less than ten (10) nor more than twelve (12) days after the date the animal bit or scratched any natural person, the owner shall secure a release of the animal from a veterinarian; on a form approved and supplied by the Rabies Control Authority and delivered by the owner to the Rabies Control Authority in not less than ten (10) nor more than twelve (12) days after the date the animal bit or scratched any natural person.

(4) The owner of the animal shall cause the animal to be confined in the custody and care of a veterinarian for such period of time, not to exceed ten (10) days, as is deemed necessary by the veterinarian to determine whether the animal is rabid if:

(a) Pursuant to the examination in §19.11(f)(1) above, the veterinarian determines that the animal exhibits abnormal symptoms, signs or behavior; or,

(b) If the animal was not vaccinated pursuant to §19.11(b). The cost of such confinement shall be paid by the owner.

(5) If pursuant to the examination in subsection (1) above, and subject to the conditions in subsection (4), above, the veterinarian determines that the animal may be released to the owner, the owner shall continuously confine the animal within the owner's house or a locked pen or building



completely inaccessible to children and from which the animal cannot escape, for a period of ten (10) days, commencing immediately after the bite or scratch.

(6) If the owner fails to comply with the requirements of Section 19.11(f)(1), (3), (4), (5), (8), or (10), the animal, or its carcass, shall be impounded by order of the Rabies Control Authority, for such period as shall be deemed necessary by the Rabies Control Authority, to determine whether or not the animal is rabid. After the animal has been impounded for such period as is necessary to determine whether or not the animal is rabid, the Rabies Control Authority, may cause such impounded animal to be returned to its owner. The return of the animal shall in no manner affect or diminish the liability of the owner for the costs of impounding and transporting the animal or relieve the owner of any duties or liabilities under this Chapter.

(7) The owner shall comply with all the requirements of this section each and every time an animal owned by him/her bites or scratches any natural person.

(8) In the event the Rabies Control Authority notifies the owner later than ten (10) days after the animal has scratched or bitten a natural person, the owner shall have the animal examined by a veterinarian within three (3) days of the notice. The veterinarian may also release the animal pursuant to §19.11(f)(3) at the same time the veterinarian makes the initial examination. If the veterinarian releases the animal immediately, it must be done on the same forms as required by §19.11(f)(1) and §19.11(f)(3) and delivered by the owner to the Rabies Control Authority within five (5) days after being notified. If the veterinarian determines that the animal is suspected of having rabies, the veterinarian shall confine the animal in the veterinarian's care for a period of not less than ten (10) days. The cost of such confinement shall be paid by the owner.

(9) The owner of an animal shall not be relieved from any duty under this Section by reason of the animal's disappearance or by the transfer of its custody to another.

(10) The owner shall not destroy or permit to be destroyed an animal that has bitten or scratched a

natural person, unless it has been released pursuant to §19.11(f) (3) or §19.11(f) (8), or with the prior written permission of the Rabies Control Authority, or fifteen (15) days have passed since the date of the last time the animal bit or scratched a natural person.

(11) The Village of Paddock Lake, upon failure of the owner to reimburse the veterinarian, shall reimburse veterinarian who confines an animal pursuant to a request for such confinement by the Rabies Control Authority, under §19.11(f) (4) (b), §19.11(f) (6) or §19.11(f) (8). Such reimbursement shall be limited to the average normal customary charge in Kenosha County for boarding an animal by a veterinarian and up to two (2) rabies tests. The veterinarian, upon accepting reimbursement from the Village under this Section, shall execute and deliver to the Village an assignment of his/her claim against the owner for the costs of confinement. The Village Attorney is authorized to take any and all actions he/she deems appropriate to collect the costs of confinement and care from the owner, pursuant to any assignment given by a veterinarian, including imposition of special assessments or special charges against real property.

(12) The Rabies Control Authority may cause any dog impounded pursuant to §19.11(f) (5) or §19.11(f) (6) to be vaccinated against rabies while such dog is impounded if such dog has not been and is required to be vaccinated under §19.11(b).

(g) Handling of Dogs or Cats Bitten or Scratched by Rabid Animals. In the case of dogs or cats known to have been bitten or scratched by a rabid animal, the following shall apply:

(1) Unvaccinated Dogs or Cats.

(a) In the case of dogs or cats which are not vaccinated in accordance with §19.11(b) and which have been bitten or scratched by a known rabid animal, said bitten or scratched (exposed) dog or cat may be immediately destroyed, with the owner's consent, or as a last resort, if the cat or dog cannot be captured.

(b) If the owner is unwilling to destroy the bitten or scratched (exposed) dog or cat, strict isolation of the dog or cat in a kennel under veterinary supervision for a

minimum of one hundred eighty (180) days, and compliance with the vaccination requirement of §95.21(5)(c), Wisconsin Statutes, shall be required.

(2) If the bitten or scratched (exposed) dog or cat is vaccinated in accordance with the provision of §19.11(b) of this Ordinance, the dog or cat shall be handled as follows:

(a) Immediately revaccinated and confined for a period of sixty (60) days following revaccination; or,

(b) If the dog or cat is not immediately revaccinated, the dog or cat shall be confined in strict isolation in a kennel for six (6) months under the supervision of a veterinarian; or,

(c) The dog or cat shall be destroyed if the owner does not comply with subsection (a) or (b) above of this subsection (2).

(h) Impoundment of Dogs Without a Valid Rabies Vaccination Tag.

(1) Any dog found off the owner's premises and not wearing a valid rabies vaccination tag shall be impounded. All impounded dogs shall be given proper care and maintenance. Each impounded dog shall be kept and maintained at the pound in accordance with §19.01.

(2) Notice of impoundment of all animals, including any significant marks of identification, shall be posted at the pound as public notification of impoundment. Any unvaccinated dog or cat may be reclaimed by its owners during the period of impoundment by payment of prescribed pound fees and complying with rabies vaccination requirement of this Ordinance within seventy-two (72) hours of release. Any vaccinated dog impounded because of lack of a rabies vaccination tag may be reclaimed by its owner by furnishing proof of rabies vaccination and payment of all impoundment fees prior to release.

(i) Enforcement.

(1) The Village Administrator, and his or her designees, shall be responsible for the enforcement of the provisions of this Section. The

Humane Officer, or his or her designees, shall make themselves available to and follow the directions of the Rabies Control Authority, or his designees to enforce this Section.

(2) Upon a proper showing to the Village Administrator that a scratch of a natural person by an animal poses no threat of rabies to the person scratched due to the nature of the scratch, the Village Administrator may, upon a written finding, exempt the owner from the provisions of §19.11(f), except that the animal may not be destroyed for a period of not less than fourteen (14) days after the scratch was inflicted.

(3) The Village Administrator is authorized to prepare and promulgate such forms as are necessary for the administration of §19.11, and is authorized to designate such persons as he/she deems appropriate to enforce §19.11. The Village Administrator shall be responsible for making any payments under §19.11(f) (11).

#### 19.12 VICIOUS ANIMALS.

(a) Definitions.

(1) "Vicious Animal" shall mean:

(a) Any animal that, when unprovoked, inflicts bites, injures, kills, damages or attacks a human being or domestic animal on either public or private property;

(b) Any animal that has a propensity, tendency or disposition, known to the owner thereof, to attack, without provocation, in a manner which may cause death, injury, damage or which may otherwise endanger the safety of any human being or domestic animal; or,

(c) Any animal trained or used for fighting against another animal.

Notwithstanding the definition of a "Vicious Animal" above, no animal may be declared vicious if death, injury or damage is sustained by a person who, at the time such was sustained, was committing a criminal trespass upon premises occupied by the owner of the animal, or was teasing, tormenting, abusing or assaulting the animal, or was committing or attempting to commit

a crime or violating or attempting to violate an Ordinance which protects person or property.

No animal may be declared vicious if death, injury or damage was sustained by a domestic animal which, at the time such was sustained, was teasing, tormenting, abusing, or assaulting the animal.

No animal may be declared vicious if the animal was protecting or defending a human being within the immediate vicinity of the animal from an unjustified attack or assault.

No dog may be declared vicious for acts committed by said dog while being utilized by a law enforcement agency for law enforcement purposes while under the control and direction of a law enforcement officer.

(2) "Public Property" shall mean any property owned or controlled by any unit of government and open to the public, including streets, highways, sidewalks, right-of-ways, public ways and malls.

(3) "Owner" shall include any person who may own, possess, harbor, keep or maintain a "Vicious Animal".

(b) Prohibition. No person shall own, possess, harbor, keep or maintain a "Vicious Animal" within the Village of Paddock Lake, Wisconsin. Vicious Animals previously licensed within the Village of Paddock Lake shall be removed from the Village of Paddock Lake at the conclusion of the licensing period, and the location where said animal will be kept, harbored or maintained shall be disclosed to the Village Clerk/Treasurer.

(c) Impoundment and Destruction. A "Vicious Animal" which is owned, possessed, harbored, kept or maintained in violation of this Ordinance may be impounded and destroyed by the Village, or its agents at the expense of the owner, following notice and an opportunity to be heard by the Village Administrator. Any person or party aggrieved by such decision of the Village Administrator may appeal such decision to the Village Board by filing a written notice of appeal with the Clerk/Treasurer within five (5) Village business days of receipt of a written order from the Village Administrator. The "Vicious Animal" shall be impounded, but not destroyed, until the time for appeal has expired and until any timely appeal has been heard. A "Vicious Animal" shall not be released without identifying the location where said "Vicious Animal" will be kept upon release. The Village elects not to be bound by Chapter 68, Wisconsin Statutes, with respect to administrative procedure.

(d) Sale Or Transfer Of Possession.

(1) No person may sell or transfer possession of a "Vicious Animal" to another person without first notifying the person to whom the "Vicious Animal" is being sold or transferred, of the fact that such is a "Vicious Animal", and of any requirements imposed upon the selling or transferring party by this Ordinance.

(2) No person may sell or transfer possession of a "Vicious Animal" to another person without first notifying the Clerk/Treasurer thereof, in writing, at least three (3) days in advance of the sale or transfer of possession.

(e) Separate Offense. Each day of violation of any provision of this Ordinance and each violation of each provision of this Ordinance shall be deemed a separate offense.

19.13 ENFORCEMENT OF THIS CHAPTER AND CERTAIN STATE STATUTES.

(a) Statutes Incorporated By Reference. The following Wisconsin Statutes are incorporated herein by reference: Section 95.21, Chapter 173, Chapter 174, and Chapter 951.

(b) Humane Officers; Appointment. The Village Board may appoint Village employees or independent contractors or officers or employees of an independent contractor as Humane Officers under Section 173.03, Wisconsin Statutes, to perform Animal Control Services for the Village .

(c) Abatement of Violations Under Section 173.11, Wisconsin Statutes.

(1) Issuance of Order. If a Humane Officer or law enforcement officer, after investigation, has reasonable grounds to believe that a violation of a Statute or Ordinance is occurring and the violation is causing or has the potential to cause injury to an animal, the Humane Officer or law enforcement officer may issue and serve an Order of Abatement directed to named persons. An official designated under subsection (3) below to hold a hearing may not participate in the decision to issue the order or in any activity leading to that decision.

(2) Content of Order. An Abatement Order issued under subsection (1) above shall contain all of the following:

- (a) The name and address of the person to whom directed.
- (b) The statute or ordinance alleged to be violated.
- (c) A prohibition on further violations.
- (d) A description of measures necessary to correct the alleged violation.
- (e) A description of the hearing and appeal provisions under subsections (3) and (4) below.

(3) Hearing. Any person named in an Abatement Order issued under subsection (1) above may, within the ten (10) day period following service of the order, request a hearing before the Chairperson of the Village of Paddock Lake Committee on Judiciary and Licensing by filing a request for hearing with the Village Clerk/Treasurer. The hearing shall be held within ten (10) days after the request is made, unless the requestor agrees to a later date. The hearing shall be informal in nature.

(4) Decision. Within ten (10) days after a hearing under subsection (3) above, the Chairperson of the Committee who conducts the hearing shall affirm the order, modify and affirm the order, or withdraw the order.

(5) Appeal. Any person adversely affected by a decision under subsection (4) above may seek judicial review by commencing an action in Circuit Court within thirty (30) days after the day that the decision is issued.

#### 19.14 PENALTIES.

(a) Any person violating §19.02(a) shall forfeit Thirty (\$30.00) Dollars, together with the costs of the action, and in default of the payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(b) Any person violating §19.02(c) shall forfeit not less than Fifty (\$50.00) Dollars nor more than Two Hundred (\$200.00) Dollars, together with the costs of the action, and in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty

(30) days.

(c) Any person convicted of violating §19.02(d)(1) or §19.02(d)(3), shall forfeit not more than Two Hundred (\$200.00) Dollars, together with the costs of the action, and in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(d) Any person violating §19.06 shall forfeit One Hundred (\$100.00) Dollars, together with the costs of forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(e) Any person violating §19.09 shall forfeit not less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars, together with the costs of the action, and in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(f) Any person violating §19.11(b) shall forfeit Fifty (\$50.00) Dollars, together with the costs of the action, and in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(g) Any person violating §19.11(f)(1), §19.11(f)(5), §19.11(f)(8) or §19.11(f)(10), shall forfeit not less than Two Hundred (\$200.00) Dollars, nor more than Five Hundred (\$500.00) Dollars, together with the costs of the action, and in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(h) Any person violating §19.03 or §19.04 of this Chapter or any other provision of Chapter 19 for which there is no separately listed penalty, shall, upon conviction thereof, forfeit not more than One Hundred (\$100.00) Dollars, plus the costs of prosecution, and in default of such payment of forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(i) Any person violating §19.03(d) of this Chapter shall, upon conviction thereof, forfeit not less than Three Hundred Fifty (\$350.00) Dollars and not more than Five Hundred (\$500.00) Dollars, together with the costs of the action, and in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(j) Any person who violates any provision of §19.12 of this Chapter shall, upon conviction forfeit not more than Five Hundred (\$500.00) Dollars plus the cost of prosecution and, in default of the timely payment of such forfeiture and costs, shall



be committed to the County Jail for a period not to exceed thirty (30) days.

(k) Any person who violates §19.10(a) shall, upon conviction, forfeit not more than Five Hundred (\$500.00) Dollars, plus the costs of prosecution; and, in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.

(l) Any person who violates §19.13 of this Chapter or Section 95.21, Chapter 173, Chapter 174, or Chapter 951, Wisconsin Statutes, shall, upon conviction, forfeit not more than Five Hundred (\$500.00) Dollars, together with the costs of prosecution, and in default of payment of such forfeiture and costs, shall be committed to the County Jail for a period not to exceed thirty (30) days.